

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Petersen <i>et al.</i>	Confirmation No.:	8553
Appl. No.:	10/060,697	Group Art Unit:	1651
Filed:	January 30, 2002	Examiner	Witz, Jean C.
For:	BONE GRAFT SUBSTITUTE COMPOSITION		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

I, Christopher M. Humphrey, am an attorney of record of the disclaimant, Wright Medical Technology, Inc., and am authorized to execute this disclaimer on behalf of Wright Medical Technology, Inc. The disclaimant, Wright Medical Technology, Inc., having a principal place of business at 5677 Airline Road, Arlington, TN 38002, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded January 4, 2002, and recorded at Reel 012446, Frame 0160.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of any patent that issues from United States Application No. 09/327,761, filed June 7, 1999, entitled *Bone Graft Substitute Composition*, which patent application was assigned to the above-identified disclaimant by an Assignment recorded August 26, 1999, at Reel 010194, Frame 0346.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from U.S. Application No. 09/327,761, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of any patent issuing from U.S. Application No. 09/327,761 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by

a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,

/christopher m. humphrey/

Date: 1/29/2007

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